SANJIV

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 2437 OF 2006

Mr. Baijnath Ramdeo Jaiswar ....Petitioner

Vs.

The Deputy Commissioner of Police & Ors. ....Respondents

Mr. R. P. Oza for the petitioner.

Ms. M. H. Mhatre, APP for the State.

CORAM : SMT. RANJANA DESAI, J.

DATE : 4TH DECEMBER, 2006.

P. C.:-

1. In this writ petition, the petitioner has challenged the order passed by respondent-2, the State Government, refusing petitioner's application for stay of the order of externment dated 07/10/2006 passed by respondent-1, the Deputy Commissioner of Police, Zone-IX, Bandra, Mumbai. This application was filed by the petitioner in the

appeal filed by him under Section 60 of the Bombay Police Act.

2. I have heard the learned counsel for the petitioner. He submitted that respondent-1 has externed the petitioner for a period of six months. He submitted that it was therefore, necessary for respondent-2 to either dispose of the appeal at the earliest or dispose of the stay application.

3. Learned APP on instructions of Mr. S. R. Chavan, Section Officer, Mantralaya, states that the petitioner's appeal is fixed on 13/12/2006 before the appellate authority. He states that on that day the appeal will be finally disposed of and the order will be communicated to the petitioner within two days thereafter.

4. In view of this, in my opinion, no orders are necessary in this petition. The petition is disposed of in the aforestated terms.

(SMT. RANJANA DESAI, J)